

1AP7 Rec'd PCT/PTO 31 JUL 2006

FORM PTO-1390
REV. 5-93

US DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

ATTORNEYS DOCKET NUMBER

P04,0505

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

10/520,187

INTERNATIONAL APPLICATION NO.
PCT/EP2003/008056

INTERNATIONAL FILING DATE
23 July 2003

PRIORITY DATE CLAIMED
24 July 2002

TITLE OF INVENTION

**METHOD AND DEVICE FOR SETTING THE TONER CONCENTRATION IN THE DEVELOPER STATION OF AN
ELECTROPHOTOGRAPHIC PRINTER OR COPIER**

APPLICANT(S) FOR DO/EO/US

**Alfred ZOLLNER, Bernhard HOCHWIND, Wolfgang SCHULLERUS, Volkhard MAESS, Hans-Detlef GROEGER and Peter
MÖSTL**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay.
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). **EXECUTED DECLARATION**
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ A Supplemental Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98; (PTO 1449, Prior Art, Search Report).
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
13. ☐ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
 - a. ☒ **English Translation of International Preliminary Examination Report**
 - b. ☒ **Formal Drawings – 13 Sheets – Figs. 1-15**
 - c. ☒ **EXPRESS MAIL #EV635787363 US July 31, 2006.**

U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5) 10/520,187		INTERNATIONAL APPLICATION NO. PCT/EP2003/008056		ATTORNEY'S DOCKET NUMBER P04,0505	
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17. <input type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5): Search Report has been prepared by the EPO or JPO \$900.00 (Includes National Stage, Search, and Examination Fees) <div style="text-align: right;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>				CALCULATIONS		PTO USE ONLY	
				\$130.00			
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).				\$130.00			
Claims	Number Filed	Number Extra	Rate				
Total Claims		0	X \$50.00	\$			
Independent Claims		0	X \$200.00	\$			
Multiple Dependent Claims			\$300.00 +				
TOTAL OF ABOVE CALCULATIONS =				\$130.00			
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 C.F.R. 1.9, 1.27, 1.28)							
SUBTOTAL =				\$130.00			
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+			
TOTAL NATIONAL FEE =				\$130.00			
Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 per property				+			
TOTAL FEES ENCLOSED =				\$130.00			
08/03/2006 ATRAN1 00000131 10520187 01 FC:1617 130.00 OP				Amount to be refunded			
				charged			

a. ☒ A check in the amount of \$130.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. _____ in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 501519. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Schiff Hardin LLP
Patent Department
6600 Sears Tower
Chicago, Illinois 60606-6473
Customer Number 26574

Brett A. Valiquet
SIGNATURE

Brett A. Valiquet
NAME

27,841
Registration Number



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/520,187	Alfred Zollner	P04,0505

INTERNATIONAL APPLICATION NO.

PCT/EP03/08056

I.A. FILING DATE	PRIORITY DATE
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07/23/2003

07/24/2002

26574
 SCHIFF HARDIN, LLP
 PATENT DEPARTMENT
 6600 SEARS TOWER
 CHICAGO, IL 60606-6473

CONFIRMATION NO. 7606

371 FORMALITIES LETTER



OC000000019596118

Date Mailed: 07/13/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/04/2005
- English Translation of the IA filed on 01/04/2005
- Copy of the International Search Report filed on 01/04/2005
- Copy of IPE Report filed on 01/04/2005
- Copy of Annexes to the IPER filed on 01/04/2005
- English Translation of Annexes to the IPE filed on 01/04/2005
- Preliminary Amendments filed on 01/04/2005
- Information Disclosure Statements filed on 01/04/2005
- Oath or Declaration filed on 01/04/2005
- Request for Immediate Examination filed on 01/04/2005
- U.S. Basic National Fees filed on 01/04/2005
- Substitute Specification filed on 01/04/2005
- Priority Documents filed on 01/04/2005
- Specification filed on 01/04/2005
- Claims filed on 01/04/2005
- Abstracts filed on 01/04/2005
- Drawings filed on 01/04/2005

RECEIVED

JUL 18 2006

SCHIFF HARDIN LLP
U.S. PATENT DEPT.

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does

not comply with 37 CFR 1.497(a) and (b) in that it:

- is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN R MCLEAN

Telephone: (703) 308-9140 EXT 214

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/520,187	PCT/EP03/08056	P04,0505

CERTIFICATION OF MAILING

COPY

"Express Mail" Mailing Label Number **EV 635787363 US**

Date of Deposit: July 31, 2006

I hereby certify that this correspondence is being deposited with the United States Postal "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to: Commissioner for Patents, **MAIL STOP PCT**, P.O. Box 1450, Alexandria VA 22313-1450.

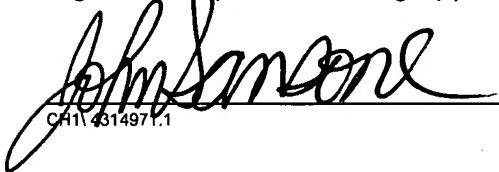
Alfred ZOLLNER et al

PCT Application entitled: **METHOD AND DEVICE FOR SETTING THE TONER CONCENTRATION IN THE DEVELOPER STATION OF AN ELECTROPHOTOGRAPHIC PRINTER OR COPIER**

Our Case No. P04,0505 (26970-0350)

Transmittal Form in Duplicate
Executed Declaration
Copy of Notice
Translation of International Preliminary Examination Report
Formal Drawings – 13 Sheets – Figs. 1-15
Executed Assignment – Separate Envelope – Form 1595 - \$40.00
Postcard
\$130.00

Signature of person mailing application and fee


CH11 4314971.1